



General Assembly

February Session, 2002

Amendment

LCO No. 5111

HB0549605111SR0

Offered by:

SEN. GENUARIO, 25th Dist.

To: Subst. House Bill No. 5496

File No. 621

Cal. No. 447

***"AN ACT CONCERNING EARLY CHILDHOOD EDUCATION AND
TEACHERS' RETIREMENT."***

1 After the last section, insert the following:

2 "Sec. 13. Subsection (a) of section 10-151 of the general statutes is
3 repealed and the following is substituted in lieu thereof (*Effective July*
4 *1, 2002*):

5 (a) For the purposes of this section:

6 (1) The term "board of education" shall mean a local or regional
7 board of education or the board of trustees of an incorporated or
8 endowed high school or academy approved pursuant to section 10-34,
9 which is located in this state;

10 (2) The term "teacher" shall include each certified professional
11 employee below the rank of superintendent employed by a board of
12 education for at least ninety days in a position requiring a certificate
13 issued by the State Board of Education;

14 (3) The term "continuous employment" means that time during
15 which the teacher is employed without any break in employment as a
16 teacher for the same board of education;

17 (4) The term "full-time employment" means a teacher's employment
18 in a position at a salary rate of fifty per cent or more of the salary rate
19 of such teacher in such position if such position were full-time;

20 (5) The term "part-time employment" means a teacher's employment
21 in a position at a salary rate of less than fifty per cent of the salary rate
22 of such teacher in such position, if such position were full-time;

23 (6) The term "tenure" means:

24 (A) The completion of thirty school months of full-time continuous
25 employment for the same board of education for teachers initially
26 hired prior to July 1, 1996; and forty such school months for teachers
27 initially hired on or after said date provided the superintendent offers
28 the teacher a contract to return for the following school year. For
29 purposes of calculating continuous employment towards tenure, the
30 following shall apply: (i) For a teacher who has not attained tenure,
31 two school months of part-time continuous employment by such
32 teacher shall equal one school month of full-time continuous
33 employment except, for a teacher employed in a part-time position at a
34 salary rate of less than twenty-five per cent of the salary rate of a
35 teacher in such position, if such position were full-time, three school
36 months of part-time continuous employment shall equal one school
37 month of full-time continuous employment; (ii) a teacher who has not
38 attained tenure shall not count layoff time towards tenure, except that
39 if such teacher is reemployed by the same board of education within
40 five calendar years of the layoff, such teacher may count the previous
41 continuous employment immediately prior to the layoff towards
42 tenure; and (iii) a teacher who has not attained tenure shall not count
43 authorized leave time towards tenure if such time exceeds ninety
44 student school days in any one school year, provided only the student
45 school days worked that year by such teacher shall count towards

46 tenure and shall be computed on the basis of eighteen student school
47 days or the greater fraction thereof equaling one school month. Once
48 attained, tenure shall be subject to renewal by the employing board of
49 education every five years.

50 (B) For a teacher who has attained tenure prior to layoff, tenure shall
51 resume if such teacher is reemployed by the same board of education
52 within five calendar years of the layoff.

53 (C) Except as provided in subparagraph (B) of this subdivision, any
54 teacher who has attained tenure with any one board of education and
55 whose employment with such board ends for any reason and who is
56 reemployed by such board or is subsequently employed by any other
57 board, shall attain tenure after completion of twenty school months of
58 continuous employment. The provisions of this subparagraph shall not
59 apply if, (i) prior to completion of the twentieth school month
60 following commencement of employment by such board, such teacher
61 has been notified in writing that his or her contract will not be renewed
62 for the following school year, or (ii) for a period of five or more
63 calendar years immediately prior to such subsequent employment,
64 such teacher has not been employed by any board of education.

65 (7) The term "school month" means any calendar month other than
66 July or August in which a teacher is employed as a teacher at least one-
67 half of the student school days."